

November 13, 2012

A regular meeting of the Council of the City of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 7:00 p.m., November 13, 2012.

Members present: Councilwoman Mary L. Flood; Councilman Guy E. Murray, Jr.; Councilman Steve C. Rush; Councilman C. G. Stanley, Jr.; Councilman James A. Vest; and Vice Mayor Robert T. Wandrei

Members absent: Mayor W. D. Tharp

Staff present: City Manager Charles P. Kolakowski; City Attorney W. W. Berry, IV; and Clerk of the Council Teresa W. Hatcher.

Vice Mayor Wandrei opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

Vice Mayor Wandrei declared that the minutes of a regular Council meeting held on October 23, 2012, and the minutes of an adjourned Council meeting held on October 31, 2012, were approved as distributed.

City Manager Kolakowski reported on the following:

- Expressed appreciation to all veterans in attendance for their service to the country.

Peggy Bias, Bedford Public Library Director, spoke to Council about the Regional Library Project. Ms. Bias said John Moorman, of Dominion Library Associates, looked at the Bedford Library System, the Lynchburg Public Library, and the Campbell County Public Library. She explained that Mr. Moorman evaluated those library programs and made the recommendation that discussions continue and looking into various ways to cooperate to provide library services to the area. Ms. Bias said that the Bedford Library has joined catalogues with the Campbell County Library, which makes a much larger collection.

Mr. David Herrick, President of the Bedford Rotary Club, said the Bedford Club was first organized in 1924. He said that Rotary International's motto is *Service Above Self*. Mr. Herrick said the Club is endeavoring to develop a program to recognize citizens in the Bedford area who have exemplified the *Service Above Self* over the years. Mr. Herrick introduced Cheryl Nester to explain the program.

Ms. Nester said the Rotary Club is a significant source of funds to charitable organizations giving over \$10,000 a year to different charities. She said the Bedford Ambassador Project was formulated to meet two objectives: 1) it was to be another source of funding to benefit Bedford area charities 2) it is a recognition program for those in Bedford who have given significantly of their time, talent, and resources to help enhance the Bedford community through volunteerism as well as service. Ms. Nester then reviewed how the program would work. Ms. Nester said the Rotary Club is asking City Council to endorse the winner by publicly recognizing them and by setting aside an opportunity for the person to be recognized in the newspaper for the award.

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Councilman Vest, Chairman of the Finance Committee, stated the Committee met earlier in the evening with the auditors, and reviewed the September financial statements which are mostly on track.

The City Manager said there was one revision to the agenda: an additional closed session on personnel.

City Manager Kolakowski said the Consent Agenda consisted of the following item:

The Bedford Area Family YMCA is requesting permission to hold the 33<sup>rd</sup> YMCA's Annual Peaks Otter Christmas Classic foot race on Saturday, December 1, 2012, and to block the following streets from 8:00 a.m. to 11:00 a.m.:

Peaks Street, Whitfield Drive, Oakwood Street, Longwood Avenue, Hampton Ridge Avenue and Elm Street

On motion by Councilman Murray, seconded by Councilwoman Flood, voted upon and carried by a roll call vote, Council approved the closing of the above streets for the 33<sup>rd</sup> YMCA's Annual Peaks Otter Christmas Classic foot race from 8:00 a.m. to 11:00 a.m. on December 1, 2012. Roll call vote follows:

Councilwoman Flood	aye
Councilman Murray	aye
Councilman Rush	aye
Councilman Stanley	aye
Councilman Vest	aye
Vice Mayor Wandrei	aye
Mayor Tharp	absent

Ms. Julie Moore, Brown Edwards and Company, presented the FY2012 Audit Report. Ms. Moore reviewed the objectives in preparing the audit report: 1) an opinion on the statements 2) a report on compliance 3) report on internal controls. Ms. Moore said the results were: a clean opinion on the financial statements; on the internal controls, one repeat finding and two new findings that have been discussed with management and the Finance Committee. Ms. Moore said that management has formally responded to these and Brown Edwards and Company feels they will be removed in the future.

Sue Montgomery, Executive Director of Bedford Main Street, Inc., reviewed a status report regarding activities, plans, events that have been held, and future events. On behalf of the Main Street Board, Ms. Montgomery thanked the City for its support, particularly Public Works, Electric Department, Police Department, the City Manager, and Councilman Murray, who is a member of the Main Street Board. Ms. Montgomery also thanked the President of the Board, Kathy McGary.

Councilman Murray, Councilman Rush, and Vice Mayor Wandrei, commended Ms. Montgomery for her work with Bedford Main Street.

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The City Manager said that since the second City Council meeting in December falls on Christmas Day, Council was requested to adopt a resolution canceling the second Council meeting in December, which is December 25<sup>th</sup>.

On motion by Councilman Murray, seconded by Councilman Rush, voted upon and carried by a roll call vote, Council adopted the resolution. Roll call vote follows:

Councilman Murray	aye
Councilman Rush	aye
Councilman Stanley	aye
Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Mayor Tharp	absent

The resolution follows as adopted:

### **RESOLUTION**

**WHEREAS**, Section 11 of the Charter of the City of Bedford requires that Council shall "fix the time and place of its meeting," and

**WHEREAS**, the City Code requires in Section 2-27 that meetings shall be on "the second and fourth Tuesday of each month," and

**WHEREAS**, the second regular Council meeting in December is scheduled for December 25, 2012, which is Christmas Day;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council meeting scheduled for December 25, 2012, be and the same hereby is canceled.

On motion by Councilman Rush, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council adjourned into closed session pursuant to Section 2.2-3711(a)(1) and Section 2.2-3711(a)(7), of the Code of Virginia of 1950, as amended, for personnel matters and for consultation with legal counsel concerning utility consolidation agreement and Town Charter. The motion was seconded by Councilman Stanley, voted upon, and carried by the following roll call vote:

Councilman Rush	aye
Councilman Stanley	aye
Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Councilman Murray	aye
Mayor Tharp	absent

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Council adjourned into closed session at 7:26 p.m. The following non-council members attended: City Manager Kolakowski, City Attorney Berry, Assistant City Manager Warner, and Council member elect Stacey Hailey.

Council reconvened into open session at 7:52 p.m.

The Clerk of Council read aloud the following resolution:

**BE IT RESOLVED** that the Council of the City of Bedford hereby certifies that (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Council.

On motion by Councilman Murray, seconded by Councilman Rush, voted upon and carried by a roll call vote, Council adopted the resolution. Roll call vote follows:

Councilman Stanley	aye
Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Councilman Murray	aye
Councilman Rush	aye
Mayor Tharp	absent

City Attorney Berry stated that term of Casey Dagenhart on the Board of Zoning Appeals will expire at the end of November. Ms. Dagenhart has said that she would be willing to accept another term on the Board. Mr. Berry said that Council usually recommends someone to the Circuit Court Judge.

On motion by Councilman Murray, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council recommended that Casey Dagenhart be appointed to the Board of Zoning Appeals by the Circuit Court Judge. Roll call vote follows:

Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Councilman Murray	aye
Councilman Rush	aye
Councilman Stanley	aye
Mayor Tharp	absent

Vice Mayor Wandrei adjourned the meeting at 7:54 p.m.